

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

CALL TO ORDER: Mayor Williams called the Riverside, Ohio City Council Meeting to order at 6:02 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

ROLL CALL: Council attendance was as follows: Ms. Campbell, present; Mr. Denning, present; Mrs. Franklin, present; Ms. Fry, present; Ms. Lommatzsch, present; Mr. Teaford, present; and Mayor Williams, present.

Staff present was as follows: Mark Carpenter, City Manager; Tom Garrett, Finance Director; Dan Stitzel, Fire Chief; Frank Robinson, Police Chief; Kathy Bartlett, Public Services Director; and Gary Burkholder, Community Development Director.

EXCUSE ABSENT MEMBERS: No council member was absent.

ADDITIONS OR CORRECTIONS TO AGENDA: No changes were made to the agenda.

APPROVAL OF AGENDA: Mr. Denning motioned to approve the agenda as presented. Deputy Mayor Lommatzsch seconded the motion. All were in favor; none opposed. **Motion carried.**

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE: Mayor Williams led the pledge of allegiance.

MINUTES: Deputy Mayor Lommatzsch motioned to approve the minutes from the October 1, 2020 council meeting. Mr. Denning seconded the motion. All were in favor; none opposed. **Motion carried.**

PROCLAMATION: State Representative Rick Perales presented former Mayor Bill Flaute with a resolution. He thanked Mr. Flaute for the time he dedicated to serving his community and the support from his wife, Jane. He stated that Mr. Flaute spent more time in government than he did as Rep. Perales was mayor of Beavercreek beginning in 2001, Bill had always been there. Every time he went to a MVMAA event, the Flautes were present; every time there was a Miami Valley Regional Planning meeting, both he and Bill were there. They went through a lot together. He thought it was very important to thank Bill, personally, for all his years of service. He presented Bill with a challenge coin as well.

Mr. Flaute commented on how much service Rep. Perales has done for the community.

PRESENTATION: Mr. David Oakes, CESO, stated he was a civil engineer and was the developer on the Brantwood Development that MVR Homes came in and did in the city. This development is different. They are coming in to partner with Unibilt Homes, a modular home company in the Vandalia area. They have identified a site in Riverside where they would like to a project of 12 homes and create a bit of a community, smaller units, empty nester. They are in the conceptual phase currently, but have done their due diligence with everything coming up good on the site. The site was at one time a trailer park. All that is out there now is one house that used to serve the trailers and a bunch of pads that will have to be removed. The site is on Valley Street at the Prince Albert intersection. Five of the single-family homes would face Valley Street and seven of them would face Rondowa. The buildings themselves are about 1,200 sq. ft, and there is a 2-car garage off the rear of the units. All of the units will face the street and garages fed off a private alley in the rear. They have been working with Montgomery County Sanitary to extend the sanitary and water in the rear so they do not tear up the streets to get utilities to the units. Each one will have a front porch. There will be sidewalk access where there is sidewalk otherwise the front porches would have sidewalks that end at the street. Landscaping would be done along Prince Albert where the sides of the units can be seen. There is storm sewer in the area so they will probably put some catch basins in to collect storm water so it isn't a problem in the area.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-375-8094 FORM NO 10148

Held

Thursday, October 15, 2020

20

Mr. Greg Varney, Unibilt Industries, stated his company will construct homes for this development. They are modular home manufacturers. The homes are 1,125 sq. ft. ranch homes, 2-bedroom, 1-bath. There is an open living concept with the living room, dining room and the kitchen as that is a trend being one big open space. Even though it is a smaller home geared toward an empty-nester market, it will live larger than 1,125 sq. ft. The 2-car garage will be built on site. The living part is the modular piece as there are two modules per house. There is a utility room in the back that is accessed from the garage where a service person does not need to be let into the house. They propose on the open living side to have luxury vinyl-plank flooring; the same in the bathroom and laundry closet. The bedrooms will be carpeted. He reviewed the constructions and insulation, stating it will be energy efficient. The exterior has an 8-12 roof pitch; this gives it a more attractive elevation. They are looking to mix exterior elements up with horizontal siding, shape and color. They have a mix of color palettes and a variety of different siding. The front porch will be roughly 6' x 13'. He provided renderings of the houses and garages in both day and night views. He stated that one of the benefits of modular is they are building inside so the disruption to the neighborhood, they come out with large trucks on site, but they bring home will be virtually complete inside. The benefit is a condensed time line and not a lot of construction traffic. The home comes out almost 85% complete.

Deputy Mayor Lommatzsch asked if the houses on Rondowa do not have a sidewalk along the road. Mr. Oakes stated that was correct. There is an existing sidewalk on Valley Street, but when turning on to Prince Albert and Rondowa, there is no sidewalk that connects anywhere. There is not a network they can tie into so the best they can do is bring the porch sidewalks out to the street. Deputy Mayor Lommatzsch asked if it was not one of their plans to put sidewalks in. Mr. Oakes stated it wasn't because if they put it in, it would be just for that area and the rest of the street doesn't have sidewalk. She asked if the internal driveway section is paved. He replied it is asphalt paving. They propose setting a couple of units a month so over a six-month period, they will build all the homes as they sell them. They would like to leave the alley in a stone section while all the units are going in so at the end to have a nice finished product, pave the entire alley, including the drives up the garages. They would make that agreement with the buyers. That would be the best way to handle it so the alley is not affected by construction. She stated that makes sense as long as it is in the agreement. She added most of the development, recently, in their new guidelines do require they need sidewalks. She understands what they are saying and they don't have sidewalks throughout the city, but it is the goal. He stated they would like to take it through a PUD process because part of the properties on Valley Street is zoned business and part of it is residential. They think the best option is to make a PUD. Mr. Carpenter stated there are also some variances that would be required in the current zoning code. The sidewalk could be a variance along with lot widths and some setbacks. They would need to address this. Mayor Williams asked if it would be one parcel. Mr. Oakes stated they would have 12 lots, but there are existing 10 lots there. Mayor Williams asked if the intention to have one lot with 12 buildings on it or 12 individual lots. Mr. Oakes stated 12 lots. Mayor Williams stated it would likely be before the BZA, anyway. Mr. Carpenter added they have had conversation about the maintenance of the alley. It stands as a private drive, currently. Mr. Oakes stated they thought it would be a private drive. The garbage truck would come into the alley to pick up the trash, but that is most likely done in other areas. Mr. Carpenter stated the removal of snow would be on the homeowners. Mr. Oakes added they would probably set up a homeowner's association to take care of those types of things. Mr. Denning asked if they were set on slabs or a crawl space. Mr. Oakes replied crawl space. Mr. Denning asked if a buyer wanted a basement would that be a possibility. Mr. Oakes stated it is a possibility; they are not proposing to put in any basement. They are trying to make it affordable. They want to bring affordable product to the Miami Valley and this is one of the test markets to do that. Mr. Denning asked what the price point for these are. Mr. Oakes replied they are shooting for something under \$200,000. In Brantwood, everything went over \$200,000; they want to keep this down.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

Deputy Mayor Lommatzsch asked what was the proposed time line. Mr. Oakes stated they are ready to go so as soon as they could approve them. They understand the process.

Mrs. Franklin asked if they were considering putting any trees in the front yard. Mr. Oakes stated there will be landscaping; they haven't gotten to that point. They do propose to put a lamp post in each of the front yards, and there is a place next to the front porch, there would be a good place for a landscaped area in front of the home. They are trying to get into those details. They wanted to see if this is a product headed in the right direction before they got into it. Mrs. Franklin stated in the town she grew up in they had homes by the lake front and people talked about those being small homes, but 1,125 sq. ft. was bigger than her home. She added if they look at the market around the community, and if it is priced right, they will sell them before they are all built. Mr. Oakes stated they think connecting with a local homebuilder rather than a production homebuilder that comes in from out of state is a good idea.

Deputy Mayor Lommatzsch stated they have other areas available as well. Mr. Denning stated that these sized homes would be conducive as infill to the neighborhoods where they have torn some down. Mr. Oakes replied they would be interested in that as they refer to it as scattered lot. If the city likes the product, they could assist them on where they could go for scattered lots that maybe the city has on their books for tax delinquency or something like that. Deputy Mayor Lommatzsch added that would not be a problem.

Ms. Campbell stated it looks nice and would nice across the street from there, too. They may want to talk to the man as he is talking about wanting to put cottages out there. Deputy Mayor Lommatzsch asked if they were looking across the street as well. Mr. Oakes stated a real estate gentleman is talking to them and they are waiting until the local connection is made; it might come to fruition. Ms. Campbell stated even the ones behind the high school as they were talking about cottages. Maybe they will like this better.

Roberta Buedel came forward stating they are targeting empty-nesters and a lot of empty-nesters might be wheelchair bound so she wondered about the dimensions of doorways and entry ways, is that being considered? *(Response inaudible)*

Deputy Mayor Lommatzsch added if on the question of handicap, if someone needed complete handicapped accessibility like in bathrooms, if they contracted with them prior to them, is that an amenity...Mr. Oakes replied it could easily be incorporated into the construction. Mr. Varney stated they are starting to get more and more requests. *(Further comments were made, but too far from microphone to pick up)*. Deputy Mayor Lommatzsch stated in their promotion she thinks that would be a good thing for them to promote that they could be customized to accommodate.

Mr. Teaford stated that the city has an ordinance that property lots have to be 60' wide; they are proposing a 39' wide lot. That is a huge difference. He asked if they are going to have to go before the planning commission and the BZA. Mr. Carpenter replied that is a thought; they are trying to see the best way to go about doing this as there are multiple issues here with zoning and variances and trying to figure the best way to address all of them with the minimal number of meetings. As it stands now, it is planning commission and BZA.

ACCEPTANCE OF PRIOR MONTH'S CITY FINANCIAL REPORT: Mr. Denning motioned to approve the monthly financial report. Mrs. Franklin seconded the motion. Deputy Mayor Lommatzsch asked where they are on their income tax collection and if they are further behind in their collection. Mr. Carpenter stated Mr. Garrett was going to cover that in his report. All were in favor; none opposed. Motion carried.

WRITTEN CITIZEN PETITIONS: Mayor Williams advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

DEPARTMENT UPDATES:

A) Finance Department – Mr. Garrett: As it was just pointed out, the income tax is still struggling. Most of our other sources of revenue seem to have pretty much recovered to their pre-COVID levels with interruption for a month or two. Income tax is still struggling along. We did receive the final accounting for the July collections and got that posted at the beginning of October. Recall that CCA had been providing us with advances toward the July collections so the final number wasn't a huge addition to it, but it is now done. CCA is anticipating that the August and even September final accounting ought to be imminent getting them in the month of October. As you can see, income tax is well behind and in the package, you have the end of September numbers and charts. We did receive the next and probably final distribution from the Coronavirus Relief Fund from the state so we got another \$905,000, which brings our total in the three distributions up to \$1.44 million. It is also time for us to make an accounting to the Ohio office of Budget and Management to document the amount we did receive, in this case the first two distributions, through the end of September, and then accounting for what we spent it all on, we have to categorize the different things the funds were spent on like cleaning supplies, improvements, etc...that report is due within the next week or so. It is the end of the quarter for financial reports so we have quarterly tax returns to get out of the city and various other reports. The last few days we have been putting a lot of effort on preparing a preliminary official statement or offering statement for a bond issuance so that we can get some money loaned to us so we can pay the city share of the East Springfield Street paving project, which will be run by ODOT. In early November, we need to make that city share of the payment to match in with the federal money managed by ODOT and the OPWC, which we do have approval for, but that still leaves us more than a million dollars for the city share and that is why we are borrowing this \$1.0 million. The offering statement is a large document, and we have been spending a lot of time compiling various facts about the city and all kinds of statistics about our revenue sources and fund balances for the city to inform potential investors. Mayor Williams: It sounds like the estimates were better than they were, but the payoff at the end is not going to be as good as we thought.

B) Community Development Department – Mr. Burkholder: I wanted to report on the code enforcement that we are in the low 800's for the year that we have written so far and that exceed what we have wrote in all of 2019. We have a planning commission meeting this coming Monday and that will be at 6:30 pm in city chambers. We have a single item, the Flying Ace Car Wash at 4876 Airway. We have an engineering report coming back on that and I have been forwarding materials to the planning commission; we had to wait for that traffic memo so tomorrow we will have additional information for the full commission to consider. They received a packet from last month; this was continued from the previous planning commission meeting in September because we had additional questions. They will also be on the agenda at the upcoming BZA meeting, which is going to be Tuesday, October 27 at 7:00 pm. It will be regarding the distance from the intersection, which I think was discussed previously at the planning commission, and then also the distance between the exit there on to Airway and the adjacent property. That will be the variance item for the Flying Ace and then in addition to that. We have four additional cases that will be considered by the BZA. We have been busy putting those reports together particularly since we haven't had a zoning administrator. We sent out a conditional offer today to a candidate and we hope to hear back very soon on that and be able to come back to council and give you a date when that person would start. Mayor Williams: BZA is not next week, but the following, correct? Mr. Burkholder: That is correct. Monday is the planning commission, and Tuesday, October 27 is the BZA meeting. There will be a lot of materials there and we are working to get the notices out to the residents and then the advertisement to get out next week. We are putting the packets together now and our contract consultant has been a big help in putting those packets together because we have five of them and there is a lot of detail in the variances. I appreciate very much we have that extra help.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

C) **City Manager Report** – Mr. Carpenter: The only thing I would like to add this evening is that Saturday is our special meeting to follow up on the council retreat materials to review the goals and objectives and have some good discussion.

PUBLIC COMMENT ON AGENDA ITEMS: No one wished to comment on agenda items.

Mayor Williams commented on the guest clerk, Mary Ann Brane, filling in while the current clerk is away. Mary Ann worked for the city for a number of years as the clerk.

OLD BUSINESS

A. ORDINANCES

- I) **Ordinance No. 20-O-743 – approving a change in the district boundaries as shown on the zoning map of the City of Riverside, Ohio as initiated by a resolution of council for the properties located at 1350 Woodman Drive (consisting of the following parcel: I39 101502 0016) from B-1, Neighborhood Business District to O-R, Office/Residential District. (2nd reading, public hearing, adoption)**

Mr. Carpenter stated this was to change 1350 Woodman Drive from a B-1 to an O-R zoning as someone wishes to purchase the property and live there as their residence.

Mr. Denning motioned to approve the second reading of Ordinance No. 20-O-743. Mr. Teaforde seconded the motion. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing. No one wished to speak on this ordinance in attendance or on Zoom. Mayor Williams closed the public hearing.

Roll call went as follows: Mr. Denning, yes; Mr. Teaforde, yes; Ms. Campbell, no; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; and Mayor Williams, yes. **Motion carried.**

- II) **Ordinance No. 20-O-744 – adding new Section 1115.19, Self-Storage Facility, and amending Section 1107.09 (C)(4); 1117.03 Definitions, of the Unified Development Ordinances (UDO) of the City of Riverside. (2nd reading, public hearing, adoption)**

Mr. Carpenter stated this is amending the B-2 to allow indoor storage as a conditional use.

Mr. Denning motioned to approve the second reading of Ordinance No. 20-O-744. Mrs. Franklin seconded the motion. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing. No one wished to speak on this ordinance in attendance or on Zoom. Mayor Williams closed the public hearing.

Mr. Denning: Mr. Mayor, I would like to make an amendment to that after reading Exhibit A, I would like it to read instead of a minimum lot area for self-storage facility is two acres, specifically under B-2, I would like it to say a maximum lot area of two acres for self-storage and that would be my amendment. The reason for that is I don't want to see large parcels that are B-2 be changed into self-storage without it coming before us. If larger than two acres it would have to come to council, and it would then have to be zoned industrial and we would have more say over B-2 lots that are larger. I don't want to see Infocision and

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800.325.8094 FORM NO. 10148

Held

Thursday, October 15, 2020

20

Airway Shopping Center turn into self-storage sometime in the future without us having much say over the situation. Deputy Mayor Lommatzsch: It requires we start all over. Mr. Denning: No, it doesn't. It is just an amendment to this piece right now. If it passes then we vote on it and it becomes a part of that or if we don't get a second and doesn't become an amendment; we move on. Mayor Williams: Just so I am clear, just set aside the content of the amendment, are we to then vote on the motion and second that we have in front of us and then vote on the amendment? Mr. Denning: No, we vote on the amendment first. That is why it becomes part of it; that is the only way you can do it. Mrs. Franklin: I am kind of with Mike. The size of the lot was concerning to me, but I go the opposite way. I think just making it a max of two acres, the problem you run into is a lot of smaller business areas where people just want a smaller parcel, could get sucked into storage. I believe there should be some type of a restriction, two to four acres or something like that, but I hate to see the smaller parcels get taken up for small business by storage. Does that make sense? Mr. Denning: A little bit. Mrs. Franklin: Because you are going to have more small businesses. Mr. Denning: But, if it is too small, it is not going to be cost effective for them to make it into self-storage. That is why I don't to see the pieces larger than two acres become self-storage and then we become a self-storage center for all of Dayton. Mayor Williams: If we are going to have discussion, we need to have a second. A second to Mike's amendment. Mrs. Franklin seconded the motion. Mr. Denning: I considered saying a minimum of two acres and a maximum of five acres, but again, I got to looking at it and I just don't want to see a bigger piece...if it is a bigger piece we should zone it industrial. All I am talking about is under B-2, if it is smaller than two acres then it can go under the conditional use. If it is larger than two acres, then it is not a conditional use and they have to come to us and make it into industrial. That is my thought. Ms. Campbell: Where is this property at? Mayor Williams: There is no property, it is to change the zoning code. Ms. Campbell: For where at? Mayor Williams: For the whole city. Ms. Campbell: Somebody named Nat got on here and said he didn't understand so I was trying to get a word in for him.

Ms. Fry: My personal view on that particular sub-item is that I really struggle with this because what are we trying to accomplish with these lot sizes. Do we or do we not believe that storage is appropriate in B-2? Are we trying to do spot zoning with these lot sizes? My concern is that we are trying to approve something we don't actually believe in and why are we trying to do that. I personally think that the lot sizes are somewhat arbitrary, although, I can be swayed if it is this ginormous parcel, which we don't really have in the city, which is irrelevant. Maybe there is a 'too big', but generally speaking, I don't see the value.

Ms. Campbell: Will that change the tax take on the B? Mayor Williams: I don't believe they are mutually exclusive; the taxable value of a property versus land value versus how we zone it. I think the short answer is no. Ms. Campbell: But we will still have control of what it is, right? Mayor Williams: To an extent, we have control over what it could be, but the city does not necessarily have control over private property. I believe that part of the conversation that we have been meandering around is how much control the city should have. I would offer to Brenda that the opposite of this being spot zoning or this being arbitrary and capricious on its face is that we were looking at a zoning code and a land use map that had needed updating and we were taking an issue that had been presented to us and trying to update that portion of our code. That is how I think we got here. I offer that. It isn't willy-nilly let's just make it work. Ms. Fry: Is this a band-aid and ironed out in further iterations of the zoning code or is this what we really want for the foreseeable future? Mayor Williams: I believe it can be a solution. That is my belief and I believe that restrictive permitted uses applied based on size and scope of use are more than appropriate. This went through planning commission; this was brought to us. I just think it deserves...Ms. Fry: My recollection is that they didn't discuss the lot size, is that correct? Mayor Williams: They discuss the entire, everything presented to them, lot size being one of the issues that was brought to them. One of the things that passed their recommendation. Ms. Campbell: One thing you were talking about earlier the B and this and that, the guy was confused and didn't know if it was a certain property or a business or...I don't know if he got to talk or not; I don't know who he was.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

Mr. Teaford: This went before the planning commission; would it be impossible to send it back to them and tell them that we need more definite direction? Right now, we are just beating this back and forth. Mayor Williams: Without having the law director here, it is my understanding, and Mr. Manager please jump in with my limited understanding for the procedure for this type of thing because I don't know...although we did just rezone a property like five minutes ago on Woodman. The planning commission came through with a recommendation; it is our job to take an action. Mr. Carpenter: Yes, you should take action. Mayor Williams: We can vote it down; we can vote it into existence. Mr. Carpenter: That would be one way to address what you are saying, Dan. Deputy Mayor Lommatzsch: Mr. Mayor, I would like to call for the question on the amendment. Mayor Williams: Mr. Denning could you please, one more time, outline your amendment as we call the question.

Mr. Denning: The amendment is instead of a minimum lot size for self-storage be two acres, a maximum lot size of two acres for self-storage under conditions in B-2. Mayor Williams: Did everybody hear Mike? Ms. Campbell: Kinda. Mayor Williams: Mike has proposed that the amendment as opposed to a minimum two-acre lot size for indoor storage, it be a maximum of two acres of the B-2. We had a motion from Mike and a second from April.

Roll call on the amendment went as follows: Mr. Denning, yes; Mrs. Franklin, no; Ms. Campbell, no; Ms. Fry, no; Ms. Lommatzsch, no; Mr. Teaford, no; and Mayor Williams, no. **Motion failed.**

Mayor Williams: We also had a motion and a second for a second reading and adoption on the ordinance as presented.

Roll call went as follows: Mr. Denning, no; Mrs. Franklin, yes; Ms. Campbell, no; Ms. Fry, yes; Ms. Lommatzsch, no; Mr. Teaford, no; and Mayor Williams, yes. **Motion failed.**

II) Ordinance No. 20-O-745 amending the Personnel Policies Manual of the City of Riverside, Ohio. (2nd reading, public hearing, adoption)

Mr. Carpenter stated this is to update the personnel policies to include the police majors to have same accrual, rates, and fringe benefits as the police sergeants.

Mr. Denning motioned to approve the second reading of Ordinance No. 20-O-737. Mr. Teaford seconded the motion. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing. No one wished to speak on this ordinance in attendance or on Zoom. Mayor Williams closed the public hearing.

Roll call went as follows: Mr. Denning, yes; Mr. Teaford, yes; Ms. Campbell, yes; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; and Mayor Williams, yes. **Motion carried.**

NEW BUSINESS

A. ORDINANCES

I) Ordinance No. 20-O-741 – adding new Section 1115.18, Moving and Storage Center, and adding a new business district Section 1107.09(D) B-3, Heavy Intense Business District, and amending Section 1117.03, Definitions, of the Unified Development Ordinances (UDO) of the City of Riverside (1st reading)

Mr. Carpenter stated this is to create a B-3 zoning in a business district.

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO 10148

Held

Thursday, October 15, 2020

20

Mr. Denning motioned to approve the first reading of Ordinance No. 20-O-741. Mrs. Franklin seconded the motion. The clerk read the ordinance by title only.

Ms. Fry: So, is it normal to approve a new zoning definition without context as to where that would be placed in the map? Mayor Williams: I would defer to our staff. Deputy Mayor Lommatzsch: I'm not sure I understand the question. Mr. Carpenter: Well, there currently, there are no areas defined as B-3 is the question? Ms. Fry: Yes, so it would make sense to me that when we are considering a zoning designation that we would have a context for where that would go and because we don't have that context, I wonder is this normal to approve this without that context. Mr. Carpenter: It is a great question; I don't think since I have been a part of the city we have done it that way. Ms. Fry: But, we normally have the land that we want to zone when we are doing it? Mr. Carpenter: Yes, I guess in 2014, we did the updating of the land use map and condensed the number of zoning districts and they were identified at that time. Ms. Fry: So, I would submit, I am not opposed to adding another zoning district, but I would prefer to do it in the context of looking at the whole map and going through that exercise across the city. If that is the normal way of doing it. Mayor Williams: So, it sounds like what you are describing is a code rewrite or a zoning map redo, redistricting. Ms. Fry: If we think we have a need for a B-3, and we discussed that we believe we need to update our zoning; I want to see what that looks like. I am a big picture kind of person. It is hard for me to say okay we are going to do this little small thing in isolation. I would much rather this be part of a broader discussion and I would be more supportive of that than approving B-3 zoning independently on its own in isolation. Mayor Williams: I can't disagree, I just don't know what the timeline would be on a project of that scope or scale and what are the opportunities missed in the meantime. That is what we have to judge that is my take away. I don't think anyone here would disagree that there are things like that, land use maps and land use studies can be updated; code could be updated, etc...but it is a monumental package. Mrs. Franklin: It is like looking at the map and saying okay this is what it is zoned right now. We would allow this in this area and we don't mind this area to become this. I understand what you are saying. At that point, when we identify certain pieces of property, we say we like this here, but we don't have any zoning that allows us to do that. You make a lot of sense in what you said. Mayor Williams: I really wish we were in a situation where we were up to date on a lot of these things and make decisions that fit well into a consensus through best practices and had multiple stakeholder buy in. The reality of where we sit today, we just don't have a lot of that and we have decisions in front of us that in my mind some of them are timely. No one would love that stuff more than me, because I along with Gary we share a real background and appreciation for that kind of stuff. Sara always makes great points with her work on the MVRPC and looking at traffic studies that the normal passerby might not always think of when we are looking at where things are placed. I would love for all that stuff to be nicely assembled for us, but what we have is a product of the hand that was dealt to us in a lot of ways. Ms. Fry: So, if there is an urgency to your earlier point to do this now because the other process is going to take a while, it doesn't do anything for anybody until we apply it, right? Mayor Williams: Correct. Ms. Fry: So, what is the point? Mayor Williams: The point is at least it is there. Mr. Denning: How many lots are there? My thought is there are two, and if we do this that is spot zoning, and that is ridiculous, when they can be zoned industrial and do the same thing. Ms. Fry: Maybe industrial is not the appropriate answer. Mr. Denning: Maybe B-3 isn't the appropriate answer.

Ms. Campbell: Earlier at another time, they were talking about a partial change, if you change the code, they have full control of it and we can't change it back. Is this affected by that? Mayor Williams: I don't know if that is the case necessarily, Bev, because it is our code and the council has the authority to change it. We just changed the code 10 minutes ago. Ms. Campbell: I know they were talking about a certain building and they were going to have other businesses come in and if it was something we didn't want, we couldn't have any say in the matter. Mayor Williams: Again, there would only be a use, Bev, we would allow through our zoning code because the zoning code is a product and document of the council. Ms. Campbell: If you change it to all this B code you want, that is not going to have

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

any effect on any of them? Mayor Williams: It will come down to the allowable uses. Sara was calling the question and I didn't want to stand in her way. I apologize, Sam, do we have a motion from Mr. Denning and a second from Mrs. Franklin on the original motion? Ms. Brane: Yes. Mayor Williams: So, this is just a first reading? Thank you, Sam, could you please call the roll?

Roll call went as follows: Mr. Denning, no; Mrs. Franklin, no; Ms. Campbell, no; Ms. Fry, no; Ms. Lommatzsch, no; Mr. Teaford, no; and Mayor Williams, yes. **Motion failed.**

B. RESOLUTIONS

- I) Resolution No. 20-R-2620 – authorizing the city manager to enter into a contract for the purchase of three Lifepak 15 EKG Monitors for use at the Department of Fire under the State of Ohio Cooperative Bid Program.

Mr. Carpenter stated this resolution is to authorize the purchase of three Lifepak 15 EKG Monitors and to replace the ones we currently have.

Deputy Mayor Lommatzsch motioned to approve Resolution No. 20-R-2620. Mr. Denning seconded the motion.

All were in favor; none opposed. **Motion carried.**

- II) Resolution No. 20-R-2621 authorizing the city manager to submit an application to the Ohio Public Works Commission for a grant in the amount of \$124,999 and a loan in the amount of \$375,000 for the Valley Street (East) Mill-and-Fill Project.

Mr. Carpenter stated this is to submit an application to the OPWC for a grant of \$124,999 and a loan for \$375,000 for the Valley Street East mill-and-fill project.

Mr. Denning motioned to approve the Resolution No. 20-R-2621. Mr. Teaford seconded the motion.

All were in favor; none opposed. **Motion carried.**

- III) Resolution No. 20-R-2622 authorizing the city manager to submit an application with Montgomery County Environmental Services to the Ohio Public Works Commission for a grant in the amount of \$332,049 for the Spinning-Eastman Phase 2 (Wagon Wheel Plat Cluster) Project.

Mr. Carpenter stated this is to submit a joint OPWC application for a project with Montgomery County Environmental for work on Eastman and Spinning. This would be where the water project would start in 2021 and the road work in 2022.

Mr. Denning motioned to approve the Resolution No. 20-R-2622. Mrs. Franklin seconded the motion.

All were in favor; none opposed. **Motion carried.**

- IV) Resolution No. 20-R-2623 authorizing the city manager to submit an application with Montgomery County Environmental Services to the Ohio Public Works

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800.325.8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

Commission for a grant in the amount of \$369,737 for the Bayside-Barrett Phase 1 (Bayside Plat Cluster) Project.

Mr. Carpenter stated this is to submit a joint OPWC application for a project with Montgomery County Environmental for the Bayside-Barrett Phase 1 2023 construction.

Deputy Mayor Lommatzsch motioned to approve the Resolution No. 20-R-2623. Mr. Denning seconded the motion.

Deputy Mayor Lommatzsch: Since we have a nice audience tonight, could you give them a little explanation or I can about what this public works grant is going to do and why we have to do this before we pave the streets. Mr. Carpenter: In an effort to stretch our dollars and working with the Montgomery County Water Department, they want to replace the water lines in a lot of different areas in the city. They can apply for OPWC grants to replace water lines in residential neighborhoods. The city does not have a mechanism to apply for grants for residential streets so, we partner with them and they tear up the pavement, replace the water lines, and then we come back the next year and put down nice asphalt. Then, there is a savings depending on the percentage of work by each entity. We share in the grant application.

All were in favor; none opposed. **Motion carried.**

V) Resolution No. 20-R-2624 declaring certain property owned by the City to be surplus and no longer needed for city purposes and authorizing its sale by sealed bid, a broker, direct sale to a public entity, or auction.

Mr. Carpenter stated this is to declare equipment from the fire department, old cots, that were replaced by the power cots and our reserve ambulance we intend to replace next year.

Mr. Denning motioned to approve the Resolution No. 20-R-2624. Mr. Teaforde seconded the motion.

All were in favor; none opposed. **Motion carried.**

VI) Resolution No. 20-R-2626 finding that certain expenditures are necessitated by the COVID-19 Public Health Emergency and consistent with Section 5001 of the CARES Act as described in 42 U.S.C. 801(D) and any applicable regulations and guidance.

Mr. Carpenter stated this is a resolution listing and identifying the items that the city purchased with the CARES Act funding and declaring that this money was spent appropriately.

Mrs. Franklin motioned to approve the Resolution No. 20-R-2626. Deputy Mayor Lommatzsch seconded the motion.

Ms. Fry: So, is the exhibit a list of what we actually spent money on or what we were allowed to spend money on. Mr. Carpenter: Both, we were allowed to spend money on these items and this is what we spent it on. Ms. Fry: Is there a longer list of what we were allowed and this is a subset of that? Mr. Carpenter: Yeah, there are a lot of qualifying factors you can spend the money on. This is what we chose to do. Deputy Mayor Lommatzsch: We discussed previously that we are going to put that out on the website and on Facebook to let people know when we do know the final breakout. Do we know that figure? Mr. Carpenter: I can give a better number at a later date. Deputy Mayor Lommatzsch: When we get a drop-dead list of how we spent the money, people are asking and have a right to know. I think we need

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

to put it out as public information so they know how their tax money was spent. Mr. Carpenter: Sure, a ballpark total received by the city was \$1.4 million. Deputy Mayor Lommatzsch: They need to know that it can't pave streets. Mrs. Franklin: For sure, if you read the legislation it is very strict.

All were in favor; none opposed. **Motion carried.**

VII) Resolution No. 20-R-2627 finding that public safety personnel are substantially dedicated to mitigating or responding to the COVID-19 Public Health Emergency.

Mr. Carpenter stated this is directly related to the previous resolution. This confirms that the City of Riverside public safety personnel are substantially dedicated to mitigating and responding to the COVID-19 public health emergency.

Mr. Denning motioned to approve the Resolution No. 20-R-2627. Mrs. Franklin seconded the motion.

All were in favor; none opposed. **Motion carried.**

VIII) Resolution No. 20-R-2628 authorizing the city manager to enter into an agreement for the City of Riverside to become a member of the proposed Wright Patterson Regional Council of Governments.

Deputy Mayor Lommatzsch motioned to approve Resolution No. 20-R-2628. Mr. Denning seconded the motion.

All were in favor; none opposed. **Motion carried.**

IX) Resolution No. 20-R-2629 authorizing the city manager to enter into an agreement with Dempsey Waste Systems II, Inc. (DBA: Republic Services of Dayton) to provide waste collection and disposal services to the City of Riverside under certain terms and conditions.

Mr. Carpenter stated this resolution is to enter into an agreement with Republic Services for waste collection for the City of Riverside through 2025.

Mr. Teaford motioned to approve Resolution No. 20-R-2629. Mrs. Franklin seconded the motion.

Mr. Denning: This includes the senior discount, correct? Mr. Carpenter: Correct.

All were in favor; none opposed. **Motion carried.**

PUBLIC COMMENT ON NON-AGENDA ITEMS: Mayor Williams invited the first person who wished to speak to the podium and requested for the record her name and address and to keep comments to three minutes.

Ms. Roberta Buedel: My name is Roberta Buedel and I live at 4966 Franlou Avenue. The main reason for my coming her first was the trash issue, but obviously that has been resolved. But, this morning I had another issue I wanted to bring up and it involves the Dunkin Donuts on Woodman Drive. I live four houses from Woodman Drive and five years ago or so when Bob Evans did their expansion of their parking lot because we live in close proximity to that, we were notified of the hearings and brought down here to council or were offered to voice our concerns. Now, I don't know if the same, what the area or scope of that goes, but I do

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO 10148

Held

Thursday, October 15, 2020

20

not remember getting any kind of notice about the Dunkin' Donuts going in, maybe I don't live close enough, but I am definitely effected by it. This morning as I am going to leave for work, and I know better than to try to turn left out of my street on certain times of the day, never would I thought there would have been a problem with me turning right until this morning where Woodman Drive is a four lane road and outside the end of my street is a median area that people turning left into Dunkin' Donuts or me when I come home, I can get in there to turn left on to my street, should be a problem except this morning the line was so long that the last car in the line at the time was in the lane of traffic. This is still not a problem for me turning right except for traffic coming either south on Woodman or from Linden either east or west to go south on Woodman when they are in that inside traffic lane. You see a car stop there in the lane and immediately veer over into the next lane. I had to instantly slam on my brakes to stop from being hit by oncoming traffic because the one car stopped there in the lane of traffic to go to Dunkin' Donuts wasn't allowing traffic to go. So, I was not able to go out on Woodman Drive until all the cars from Linden or from Woodman going south were clear or people left the drive through at Dunkin' Donuts so that lady could get out of the lane of traffic. I don't know if council can do anything about it. I know that I wasn't, I didn't receive any notice before Dunkin' Donuts went in to voice my concerns with traffic, but I am voicing it now. I don't know if it can be something done with the police because obviously you don't want to stop lanes of traffic because she needs a donut and cup of coffee. That is just my concern as a resident and citizen of the neighborhood. I don't know if the city can do anything about that or not. Mayor Williams: We thank you for voicing that concern. Deputy Mayor Lommatzsch: When Bob Evens went in, they tore down that house and extended their parking lot, which was a change in the neighborhood that is why you were contacted about those changes, but Dunkin' Donuts met all of their requirements about ingress and egress without a change in the city rules or codes. Dunkin' Donuts would not have required you to be notified different from the Bob Evans expansion that required it. I know it is inconvenient as I told the mayor coming in tonight that I had that problem yesterday trying to turn off Linden going south on Woodman because that line was backed up and it was like 8:15 am in the morning. I am sure that is a continuing problem. Maybe we need to have a little more police presence because they can go down and turn around and get in another lane. It is an issue and I experienced the same thing yesterday, and I was one of the cars that pulled over into that right lane to go south. Ms. Buedel: They do sometimes restrict turning left at certain times of the day. I don't know, a sign that says don't block lanes of traffic. Deputy Mayor Lommatzsch: If you can't clear, they shouldn't be stopping in the lane that is the law. Thank you for bringing that up.

Mr. Bill Flaute: I wanted to talk a little bit about the Riverside Senior Citizens. You may know we have had a tough year. We finally met in Shellabarger Park in September for the first time since February, and then we met again in October. We had masks and social distance, and we are meeting again for our Thanksgiving luncheon on November 9, 2020. We will hoping to have a little better crowd. At this time, we are meeting at Community Church; the reason for that is Overlook says they don't want to let anyone in until after the governor opens things up there. Community Church has welcomed us so we are now meeting there until Overlook allows us to come back in. Just wanted to let you know that and that our Thanksgiving luncheon on November 9, our speaker will be Mayor Pete Williams. He answered my email saying he would be there. I would like to welcome all of you, too. It has been such a rough year, we are losing people, so many, and some good people. Connie Cole's, Joann Stankowski's, Judy Horn's are going to nursing homes, and the deaths we have had. It has been hard on our seniors, but we would love to see you guys, if you can come over for lunch. You don't have to join; you don't have to be 55, just come on over. The seniors would love to see you and they want to hear what is going on in the city and we would certainly welcome you. I just wanted to let you know that I have been nominated to be their president so it looks like that might happen. I told them it is not a supreme court justice thing; I'm not going to do it forever. I am willing to take the reigns and try to get the seniors going. We appreciate the funds you do give us. I know you will see a small crowd, but we are going to be working hard on membership. We will be putting things in church bulletins and hopefully whatever the city can do to get our seniors going. We are also lining

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

up with the senior citizens down on Stanley Avenue at the Life Enrichment Center. They have a lot of programs and they will be bringing programs to us so our seniors are going to be wrapping up again, trips again. As seniors, we want to tell you how much we appreciate you guys and we would love to see you. Come on down to our meeting, the seniors are great folks; it will be a meeting like you will not recognize before. Mayor Williams: That is Monday, November 9? Mr. Flaute: Monday, November 9, at 11:00 am is the lunch and Mayor Pete will start his speech at 10:30 am. I am hoping you are all there. We would like for you to come. I will send an email out to everyone just reminding you. Deputy Mayor Lommatzsch: What are we supposed to bring. Mr. Flaute: Nothing, just come. We will have turkeys roasted by two of our members and people will be bringing stuff. Please just come.

Mr. Norm Giolitto: My name is Norm Giolitto, I live at 4671 Northern Circle. I just have really a question. I would just like to know, we had a fire at Northern Circle three weeks ago and a gentleman lost his house because they couldn't get water back to the house to put the fire out. It took 30 - 35 minutes to find a fire hydrant, which was across Needmore Road. My question is, we had Mad River, Riverside come out, Wright-Patt, Dayton, Harrison Township and it seemed like another one, why didn't they know where the fire hydrant was if it took the that long to find a fire hydrant. Mr. Carpenter: I would be glad to talk about more detail later, but that is not the initial way to attack the fire. The crews respond to the scene and then the third engine in would get the hydrant. That day, the Riverside crews were at minimum staffing, which is five, and they were on two medic calls. That is why the mutual aid came in. Dayton came in first, and then Huber Heights came in and they were attacking the fire. The apparatus that arrives has water on it. Then, there was a situation on the scene where some firefighters were getting loss so a lot of tension was on the safety of the firefighters inside fighting the fire, and then the next engine was instructed to get the hydrant. We can share more details with that. Mr. Giolitto: They didn't know where the hydrant was. Mr. Carpenter: It is communicated from command. I can't speak to exactly if that driver knew where that was. Mr. Giolitto: I know they were asking the neighbors where the nearest hydrant was. Mr. Carpenter: I can't speak to that particular officer in charge, but I know the battalion chief on the scene, he would direct them to where the hydrant is. Our people now where the hydrant is and we direct the mutual aid to where the hydrant to hook up to is. Mr. Giolitto: Would it normally take a half-an-hour to get to the hydrant? Mr. Carpenter: Not normally, but it depends on the timing of when the apparatus arrives and what is going on.

Mr. Richard Brewer: I live at 4865 Franlou Avenue, and I don't think Woodman Drive was affected at all by Dunkin' Donuts, I really don't. I've always had a problem getting on Woodman Drive before or after. I always just take a right, go through Eastown Shopping Center, but that is not what I came here for. What I really wanted to talk about was this morning, we forgot to take the trash out last night and so at 5:00 am this morning, I got up and put my robe on and I went out there. I was getting ready to bring the trash out because I heard the trash trucks, and this man, Dan, I found out later from Republic was there taking my trash cans out and telling me, "Look, I got this," That is very commendable. We aren't Oakwood. That reminds me also, we are Riverside and we can't afford to lose businesses at all. Whether the guy at Unibilt wants to build houses, more power to him, let him build houses, who cares. If they want to self-storage, let them do self-storage, so what, maybe they will do it at K-Mart because it is empty. Then, what really irks me is the ambulance, I'm sorry Pete, it is not your fault, it is an administrative problem. They don't bill Medicare. They don't bill your insurance company. They don't bill anybody. They don't bill the VA; they bill you if you take a ride and bill you by the mile. That is ridiculous. It is unbelievable. I'm sorry mayor, (inaudible), you are doing a good job, too, I believe. I don't think that is a very good idea to not bill the insurance company. You are billing senior citizens for an ambulance ride ten miles away for \$800. Mayor Williams: Mr. Brewer, we thank you for bringing these concerns to our attention and we always appreciate you participating in this process. Thank you very much for you time this evening.

Deputy Mayor Lommatzsch: We can address the insurance with the ambulance ride. We do bill the insurance companies. Mr. Carpenter: That is the way it is supposed to work. We have

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS, 800.325.8094, FORM NO. 10148

Held

Thursday, October 15, 2020

20

a third-party agency that does our EMS billing and they are supposed to contact the insurance company. Mr. Brewer, if you want to reach out to the fire department, Chief Stitzel is running the Zoom, he can look into it. Chief Stitzel: I will get Mr. Brewer's phone number and I will call him directly tomorrow. Deputy Mayor Lommatzsch: Thank you chief, we do have ways to address that and nobody should be paying for that. That was the agreement of this council a long time ago. Whatever the insurance company will pay, we are willing to accept, but we aren't going to bill and force any of our residents to pay the difference, if there is a difference. Am I understanding that correctly, sir? Chief Stitzel: Yes, you are. Deputy Mayor Lommatzsch: I just want Mr. Brewer to understand he should not be paying \$800. I have had that complaint before and you don't have to pay anything the insurance company does not pay. Your taxes pay for that medic. Chief Stitzel: The billing company gets the insurance information from the hospital. If they are unable to get the insurance information, then they send a letter to the patient asking for the insurance information and more. If they don't get any response then they actually start sending invoices. That might be what he is seeing is invoices, if they are unable to get his insurance. But, I will get with in touch with Mr. Brewer tomorrow and get more detail. Deputy Mayor Lommatzsch: Whenever we get to do another newsletter, let's make a note that would be information we need to re-update with residents because there has been changes of personnel and we need to get that information out to the public. I've had neighbors who have addressed that to me and I've said you don't have to pay that. Some people have already paid it.

Male Resident: I know you passed this resolution 20-R-2629 for the switching of the trash. Supposedly, Republic is the lowest bid, but you wanted Dempsey. Mayor Williams: Dempsey and Republic are the same company. Male Resident: Oh, you are going with Republic, I misunderstood everything. It didn't take me three minutes.

Ms. Freda Patterson: Freda Patterson, 3035 Marjorie Avenue, earlier in the meeting, Unibilt and the other company were talking about the houses going in possibly at Prince Albert and Valley. I don't have any issue with that. I think that is a great idea, especially since they are for sale; they aren't low income, anything like that. One issue that I had was I heard Sara say something about the sidewalk not being across Rondowa. The goal was for the city to have the sidewalks. Deputy Mayor Lommatzsch: Yes, I brought that up Freda as a new development in the city it has been the practice that we have required sidewalks and they aren't showing sidewalks on Rondowa or Prince Albert, actually. Ms. Patterson: Right, but to me with the rest of the neighborhood not having sidewalk that would totally throw it off, it would not even look like a part of the neighborhood. Deputy Mayor Lommatzsch: Well, we have to start somewhere. You and I have had clashes about sidewalks and the feasibility of the roads. I just brought it up because it is part of our development plan that we put sidewalks in where we have new development. It needs to be addressed and it will be appropriately addressed by the commissions. Ms. Campbell: The plat wasn't made to have sidewalks; we have no alleys. Ms. Patterson: Exactly, to put sidewalks in this neighborhood, and I put it out there for other residents in this neighborhood and what their feelings were and I don't think any of us like the idea because you are going to have to come into our front yards to make enough room for that because so many of us park in front of our properties. Deputy Mayor Lommatzsch: Freda, you and I had this discussion on Facebook and I agreed with you that it is not an engineering savvy to put curbs, gutters, and sidewalks in you and I agreed. I saw all your comments on Facebook. Ms. Patterson: But to do it down there on Prince Albert and Rondowa just does not make sense to me when none of this other area has it. Ms. Campbell: It would most likely only be on Valley Street because part of Valley Street is sidewalk. Ms. Patterson: I agree with that, but Sara was questioning it being on Rondowa and Prince Albert. I don't have a problem with Valley because they are there and it ties in. Ms. Campbell: In the picture it didn't show Rondowa and Prince Albert having sidewalks. Ms. Patterson: Correct, but Sara asked in the meeting about sidewalks on Rondowa and Prince Albert, and I am saying, I personally do not like that idea because it throws it off from the rest of the neighborhood. If it is to be a part of our neighborhood, it needs to coincide with what we have in our neighborhood. Ms. Campbell: I didn't hear what you and her conversation was, but there is not going to be any on Prince Albert and Rondowa as far as I

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held Thursday, October 15, 2020 20

know. They showed pictures of it not being that way. Ms. Patterson: Sara, would you like to speak on that? Mayor Williams: Could you repeat that real quick, Freda, as we approach the end of your three minutes. Ms. Patterson: Since Bev didn't hear it, I am asking if Sara or even you, Mayor Williams, would like to speak on that. Deputy Mayor Lommatzsch: I just spoke because it is my responsibility to enforce what our rules our and we need to address through the commissions and that will take care of it. The commissions will decide to give them a variance as they will have to have that to not put in sidewalks because the city now requires sidewalks with new developments. To not put in sidewalks, they are going to have to make accommodations. You understand what I am saying, Freda. You and I had this conversation on Facebook. You took a tally just this past week. Ms. Patterson: Not a tally, I just asked for comments. Deputy Mayor Lommatzsch: I appreciate you calling in. Ms. Patterson: So, if I am against that, where would I need to go, would I need to contact the commission, what would I need to do? Mayor Williams: Freda, as it stands now, if the proposed development, and it is proposed, if they are going to move forward at all, there will be a number of hearings most likely at the planning commission, BZA, and city council. There will be ample time for public comment and both you as a citizens and neighbors and property owners nearby will all have an opportunity to weigh in and this is just a first step.

Ms. Campbell: I thought we didn't do variances. Mayor Williams: The BZA does variances; we don't. Ms. Campbell: The way they had it laid out looks nice without putting sidewalks on Valley or Prince Albert. Mayor Williams: Well, as Sara said, we are city of codes and codes have to be followed. Ms. Campbell: Down there on Valley Street across from Creech's gas station, different name now, Valero, but anyway, across the street where the old carryout was somebody was going to move in there and they said they had to put sidewalks and that is why they backed out. Later on, they let other people move in there and they didn't put any sidewalk in. I didn't know what the story was on that one. Mayor Williams: I don't know that I know the story either. Ms. Campbell: Across the street from Valero there was a carryout and somebody was going to open it for a business and they said they would have to put in sidewalks and they didn't. Mayor Williams: As the code requires. Ms. Campbell: Well, these other people moved in after they decided not to do it, a bread company or whatever it was, they didn't put any sidewalks in. Deputy Mayor Lommatzsch: Bev, if they weren't making a lot of changes in structures on their buildings and renovations to move it, they probably were not required to do a lot of changes that are required. We are talking about a major development upgrade. If you have a question, you can check with the city manager as he knows the answer. Ms. Campbell: I can tell him more about it instead of taking up everybody's time. You weren't there.

COUNCIL MEMBER COMMENTS: Mr. Teaford: I am glad we got this Republic thing settled. Tell all your friends and neighbors. I have answered 62 emails this week and really happy this is all done and over with and we stayed with Republic.

Deputy Mayor Lommatzsch: I want to congratulate our local football teams. Stebbins is playing off against the Sidney Yellow Jackets at home, and Carroll still in? Mayor Williams: Carroll is playing defending state champions, Trotwood, tomorrow night at Trotwood. My nephew and his friends have quite the task ahead of them. I was talking to someone just yesterday and they said this is the best Stebbins team that we have seen and I said well you didn't see the 1994 squad because the 1994 Stebbins team, and I am not making this up, that is the best high school team I saw with my own two eyes in person had a linebacker named Nick Lommatzsch. I know the 1974 team was undefeated, but the 1994 team, I'm telling you, I was a freshman when her son was a senior in high school. That team went 9-1, losing one game by four points to the three-time state champs. Deputy Mayor Lommatzsch: On an umpire bad call. Mayor Williams: Congratulations to Stebbins, those umpires, those referees...congrats to Stebbins and Carroll. Deputy Mayor Lommatzsch: We do have a young lady, and her name alludes me at the moment, but she has gotten a seat in the youth philharmonic downtown as a violinist. That is very difficult; I will get her name to get it in the record. I think we have some young people that also have won a gaming state championship from Stebbins. When it all gets sorted out, maybe we will bring some of them

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

Thursday, October 15, 2020


20

in and say hello to them. Mayor Williams: It is fantastic they can have seasons and be successful; it is a feather in the cap for our community. Deputy Mayor Lommatzsch: I thank everybody who took time to care about trash. I did not count my emails like Dan did, but they were still coming today. I did answer as many as I could. It was just unfortunate that misinformation was disseminated that people did not truly understand the situation. We were not trying to gyp anybody. We were not trying to raise anybody's taxes. We were not trying to do anybody in. None of us had anything to gain from any of the contracts that were offered. In my almost 40 years of service, I have never taken a paycheck for a contract. I just would like to say let's get excited about our roads and remember November 3 is an important day for the City of Riverside to get our roads fixed. When you go down the ballot, I plead with you to please vote yes for Issue #7.

Mr. Denning: The Riverside Jaycee's haunted house matinee for those of you that can't handle the real scary part, they do the lights on matinee for all the old people and little kids from noon to 4:00 pm this Saturday. We are not doing the fright thing and not doing the fire department because of COVID-19. We didn't want to try and have to deal with trying to have to keep everything clean. We are just doing the matinee part; it is \$3.00, and \$1.00 off if you bring a non-perishable food item that we will turn over to a local foodbank. We are doing a lot of COVID-19 protection at the haunted house; everything gets sprayed once an hour. We are doing the best we can.

Mayor Williams: I just wanted to say that I appreciate the discussions we have and as a deliberative body, there are seven of us that have to come to one decision on many things and all of us bring different perspectives and backgrounds. I'd be lying if I didn't say I was disappointed that the motions sent forward by planning commission on storage went down; it is a little frustrating like when talking about sidewalks on Prince Albert and Sara said, "We got to start somewhere." I can get behind that, but when we look at taking a portion of zoning code that needs updated, we don't want to start somewhere, we want to do the whole thing at once. I think it is sometimes instances that make it frustrating to try and move the city forward in a way, as one vote of seven, I believe we can go at a time in 16 days we are going to be asking every property owner of the city to invest in their future through infrastructure and I wonder if we are making it easy for people to invest in our city as well. I know we will have ample discussion on Saturday. Is it 16 days? Two-and-a-half weeks, we are asking every voter in the city to invest in their city, invest in us. The questions I get are how is the council allowing investment to occur. I know it is not a black and white, yes or no. I know we will do deep dives on Saturday and I am looking forward to that discussion with all six of you, but I wish it was easier for me to go out in the community to say here are all the things we are doing, and here are all the things happening. I know we have a lot going on, but we are asking the citizens quite a bit on the first Tuesday in November. I hope that the seven of us have done enough in the last 10 ½ months we've been together to gain the public trust and we work towards that every day. As Sara said, none of us are getting anything out of this. We really love this city and there is a big question in front of the voters this election. I hope we have done enough to get that decision point where it needs to be.

ADJOURNMENT: Ms. Campbell motioned to adjourn. Deputy Mayor Lommatzsch seconded. All were in favor; none were opposed. The meeting adjourned at 8:01 pm.


Peter J. Williams, Mayor


Clerk of Council